

NO ANALYSIS REQUIRED

Author: Sweeney Analyst: Roger Lackey Bill Number: AB 2456
Related Bills: See Prior Analysis Telephone: 845-3627 Introduced Date: 04-14-98
Attorney: Doug Bramhall Sponsor: _____

SUBJECT: Disaster Loss Deduction/February 1998 Storms or Flooding

- ____ ANALYSIS NOT REQUIRED of this bill -- Not within scope of responsibility of this department.
- ____ TECHNICAL BILL -- No program or fiscal changes to existing program.
- ____ BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department and should be reviewed for reassignment to another department.
- X TECHNICAL AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is Pending
- ____ MINOR AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is _____.
- ____ MINOR AMENDMENT - No change in approved position of _____. See comments below.
- ____ OTHER - See comments below.

COMMENTS:

Under the Personal Income Tax Law (PITL) and the Bank and Corporation Tax Law (B&CTL), this bill would allow special disaster treatment of losses sustained as a result of storms or flooding or any other related casualty that occurred during February 1998 in any county in this state that was declared a disaster.

This special disaster treatment of losses applies to the taxable or income year of the loss, which may be 1997 or 1998, depending on whether the taxpayer is a fiscal or calendar year filer.

This bill also would amend provisions of the Revenue and Taxation Code relating to property taxation. This analysis will not address these provisions, which do not impact the Franchise Tax Board (FTB).

The April 14, 1998, amendment incorporated the technical amendments included in the department's analysis of AB 2456 as introduced February 20, 1998. The April 14, 1998, amendment also made other minor technical changes.

The amendment resolved the department's technical concerns, and the remainder of the department's analysis of AB 2456 as introduced February 20, 1998, still applies.

DEPARTMENTS THAT MAY BE AFFECTED:

____ STATE MANDATE

____ GOVERNOR'S APPOINTMENT

Department Staff Position:

____ S ____ O
____ SA ____ OUA
____ N ____ NP
____ NA ____ NAR
____X____ PENDING

Agency Secretary Position:

____ S ____ O
____ SA ____ OUA
____ N ____ NP
____ NA ____ NAR
DEFER TO _____

GOVERNOR'S OFFICE USE

Position Approved _____
Position Disapproved _____
Position Noted _____

Franchise Tax Board Staff Date
Roger J. Lackey **4/27/98**

Agency Secretary Date

By: Date: